

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA**

**N O T I C E**

To reduce the possibility of exposure to the Coronavirus, the July 31, 2020 hearing will be conducted telephonically. All parties and counsel, including individuals not represented by counsel ("Pro Se Parties") may appear telephonically. Represented parties wishing to participate in the hearing should call in with their counsel on a single telephone line.

Parties should dial-in 15 minutes before the scheduled time of the hearing. When Court is opened the phone lines will be locked. The dial-in information is provided below.

**Teleconference Number: 888-684-8852**

**Access Code: 7389051#**

**Security Code: 6138#**

If you have any questions, please contact chambers at 704-350-7575 or email [hearings@ncwd.net](mailto:hearings@ncwd.net). We appreciate your patience during this unprecedented public health challenge.

***PLEASE SCROLL DOWN TO VIEW THE COURT CALENDAR FOR JULY 31, 2020***

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, JULY 31, 2020

*Steven G. Tate, Trustee*

9:30 a.m. (Telephonic Hearings)

1) 13 Jennifer Mitchell 16-40333 Hearing on Debtor's Motion to Settle  
Insurance Claim, Modify Plan and  
Reimbursement of Expenses (67);  
Trustee's Response (68)

SHEEK

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2) 13 Cole L. Jordan, Jr. 17-40011 Status hearing regarding Order on  
Christina G. Jordan Motion for Moratorium (68)

VUJOVIC

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3) 13 Gary M. Davis 19-40136 2nd continued hearing for Status  
regarding the Granted Motion for  
Moratorium (51)

MOORE

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4) 13 Carl B. Sheehan 20-40116 Continued hearing for Debtors to  
Robin Sheehan Appear and Show Cause [for failure to  
file a complete voluntary petition] (14)

Court Order for Debtors to Appear and  
Show Cause [for failure to timely file  
the required schedules, statements and  
other documents] (21)

HAY

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| 5) | 13 | Sonya B. Brendle<br>HAY<br>-----                                 | 18-40254 | Hearing on Trustee's Motion to Dismiss Case (47)   |
| 6) | 13 | Darnise N. Healy<br><br>MCKEE<br>-----                           | 15-40017 | 2nd continued hearing on Trustee's Motion to Deem Mortgage Loan Account Current (44); Debtor's Response (46)<br><br>Hearing on Debtor's Motion for an Order in Aid of Discharge and Plan Confirmation Order (52) |
| 7) | 13 | Robert B. Richardson<br>Karen H. Richardson<br>MCKEE<br>-----    | 15-40073 | Hearing on Trustee's Motion for Review of Status of Mortgage Claim of Americas Servicing Company (60)  |
| 8) | 13 | Charles S. Morehead<br>Christa F. Morehead<br><br>MCKEE<br>----- | 19-40218 | Hearing on Trustee's Motion to Dismiss Case (27)<br><br>Hearing on Debtors' Motion for Extension of Chapter 13 Plan and for Hearing to Review Status of Plan (29)  |
| 9) | 13 | Matthew A. Zopp<br><br>WILLCOX<br>-----                          | 17-40205 | Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (28); Trustee's Response (30)  |

10)	13	Jonathan A. Hager	18-40241	Hearing on Trustee's Motion to Dismiss Case (42)
		WILLCOX		
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11)	13	Sarah L. McCauley	19-40280	Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (24); Trustee's Response (26)
		WILLCOX		
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12)	13	Timothy A. Powell Nancy L. Powell	19-40357	Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (27); Trustee's Response (28)
		WILLCOX		
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13)	13	Dana M. Taylor	20-40037	Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (18/16)
		WILLCOX		
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14)	13	Kevin L. Fillenwarth Millie E. Fillenwarth	17-40127	Hearing on Debtors' Objection to Notice of Mortgage Payment Change filed by RoundPoint Mortgage Servicing Corporation (72); Response of RoundPoint Mortgage Servicing Corporation (76)
				Continued Hearing on Debtors' Motion to Modify Chapter 13 Plan (74); Trustee's Response (75); Objection of RoundPoint Mortgage Servicing Corporation (77)
		CARTER BROWN		
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15)	13	Christopher M. Efir CARTER	17-40251	Status hearing regarding the Granted Motion for Moratorium (34)
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16)	13	Barry E. Taylor Linda M. Taylor CARTER	17-40396	Status hearing regarding Order Granting Motion for Moratorium (72)
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17)	13	Lori A. Stearns  CARTER	17-40452	Status hearing regarding the Granted Motion for Moratorium (38)  Hearing on Debtor's Objection to Notice of Temporary Forbearance filed by Wells Fargo Bank, N.A. (45); Notice of Mortgage Forbearance (44)
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18)	13	Nancy L. Luckey  CARTER	19-40444	2nd continued hearing regarding Order Granting Motion to Approve Trial Mortgage Modification (27)
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19)	13	Matthew E. Huss Robin H. Huss CARTER	20-40017	Hearing on Trustee's Motion to Dismiss Case (20)
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20)	13	Melissa A. Dalton  PLANER	18-40080	Hearing on Trustee's Motion to Dismiss Case (25)  Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (27); Trustee's Response (28)

21)	13	Joanna Rybczyk	18-40247	2nd continued hearing on Motion of JPMorgan Chase and Carrington Mortgage for Accounting; for Sanctions for Failure to Comply with FRBP; and for Sanctions for Violation (33); Response of JPMorgan Chase Bank (38); Response of Carrington Mortgage Services (40)
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PLANER  
VINING

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22)	13	Trisha L. Cribby	19-40039	Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (19); Trustee's Response (21)
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PLANER

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23)	13	Debra P. Goforth	19-40354	2nd continued hearing on Motion of Specialized Loan Servicing for Relief from Stay and Co-Debtor Stay or Adequate Protection (21/19); Debtor's Response (22)
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PLANER  
LAMB

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24)	13	Kenneth E. Ervin Willie M. Ervin	19-40399	Status hearing regarding Order Granting Motion for Moratorium (30)
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PLANER

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25)	13	Kenneth W. Harlow, Jr.	19-40441	Hearing on Motion of West Side Rentals, LLC for Relief from Automatic Stay (36); Debtor's Response (39)
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PLANER  
WILLIAMS

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26)	13	Darryl J. Wilburn	20-40003	2nd continued hearing on Debtor's Objection to Claim of NC Department of Revenue (14); Response of the NC Department of Revenue (26)
				Hearing on Trustee's Motion to Dismiss Case (23)
		PLANER WILLIAMS		
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27)	13	David M. Evans Donna H. Evans	20-40124	Hearing on Motion of Truist Bank for Relief from the Automatic Stay (12); Debtors' Response (16)
				Objection of Truist Bank to Confirmation of Debtors' Chapter 13 Plan (13/9)
		PLANER PROSSER/EDWARDS		
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28)	12	Katherine M. Pfaff	12-40126	2nd continued hearing for status regarding Motion for Sanctions and Motion for Discharge (113/118)
		W. S. GARDNER		
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29)	13	Dimitrios N. Mantis	17-40031	Status hearing regarding Order Granting Motion for Moratorium (38)
		W. S. GARDNER		
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30)	13	Billie L. Mitchell	18-40154	Continued hearing on Objection of Proof of Claim filed by Internal Revenue Service (35)
		W. S. GARDNER		
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31)	13	Angela H. Brown	18-40293	Status hearing regarding Order Granting Motion for Moratorium (43)
		W. S. GARDNER		

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32)	13	Gennie E. Thackerson	18-40401	Continued hearing on Debtor's Motion to Modify Plan (34); Trustee's Response (36)
		W. S. GARDNER		

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33)	13	Melissa A. Vega	18-40460	2nd continued hearing on Trustee's Motion to Dismiss Case (49)

				Status hearing regarding Order Granting Motion for Moratorium (56)
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W. S. GARDNER

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34)	13	Gitaben P. Mack	19-40263	Status hearing regarding Order Granting Motion for Moratorium (45)
		W. S. GARDNER		

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35)	13	Candaus V. Richardson	19-40344	Hearing on Debtor's Motion to Reconsider Dismissal Order (36/32)
		W. S. GARDNER		

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36)	13	Edward Gnandt Leslie D. Gnandt	19-40459	Hearing on Trustee's Motion to Dismiss Case (26)

W. S. GARDNER

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37)	13	Doris B. Clary	20-40043	Hearing on Debtor's Motion to Approve Insurance Settlement and to Modify Chapter 13 Plan (33); Trustee's Response (35)
		W. S. GARDNER		
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38)	13	Christopher M. Prince	20-40151	Hearing on Debtor's Motion to Continue Automatic Stay (12)
		W.S. GARDNER		
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39)	13	Daniel M. Bearden	16-40141	Continued hearing on Trustee's Motion to Dismiss Case (67)
		FARMER		
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40)	13	Bettie L. Hendren	16-40306	Hearing on Motion of M&T Bank for Relief from Automatic Stay and Co-Debtor Stay (Real Property) or, in the Alternative, Adequate Protection (53); Debtor's Response (54)
		FARMER		
		JONAS		
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41)	13	David A. Greene	17-40176	3rd continued hearing on Trustee's Motion to Dismiss Case (44)
				2nd continued hearing for status regarding Granted Motion for Moratorium (46)
		FARMER		
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42)	13	Jimmie R. Kelly	17-40347	Hearing on Trustee's Motion to Dismiss Case (21)
		FARMER		
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43) 13 Johnny R. Perry 18-40454 Hearing on Trustee's Motion to  
Deborah J. Perry Dismiss Case (34)

FARMER

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44) 13 Gregory A. Freeman 19-40106 3rd continued hearing on Trustee's  
Motion to Dismiss Case (44)

Continued for Status Hearing  
regarding the Granted Motion for  
Moratorium (53)

FARMER

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45) 13 Johnny E. Rhodes, III 19-40108 Continued hearing on Motion of Rez  
LLC d/b/a Shellpoint Mortgage  
Servicing for Relief from Stay and Co-  
Debtor Stay (35); Debtor's Response  
(36)

FARMER  
STEIN

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46) 13 Thomas E. Benton, II 19-40214 Hearing on Trustee's Motion to  
Dismiss Case (30)

FARMER

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47) 13 Kevin L. Roberts 19-40295 Continued hearing on Trustee's  
Motion to Dismiss Case or to Modify  
Plan (25)

FARMER

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48) 13 Barbara A. Murray 19-40390 Hearing on Trustee's Motion to  
Dismiss Case (21)

FARMER

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49)	13	Jimmy Hamilton Dolores A. Hamilton	19-40400	Hearing on Trustee's Motion to Dismiss Case (27)
		FARMER		
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50)	13	Andy G. Williams Dela D. Williams	20-40101	Hearing on Trustee's Objection to Claim [Wells Fargo Bank] (14); Response of Wells Fargo Bank (18)
		FARMER		
		JONAS		
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51)	13	Eric M. Schoenhardt Angel C. Schoenhardt	17-40070	Status hearing regarding Order Granting Motion for Moratorium (55)
		LUTZ		
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52)	13	Deborah M. VanBuren	17-40157	Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (22); Trustee's Response (23)
		LUTZ		
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53)	13	Patricia A. Sparks	17-40264	Hearing on Trustee's Motion to Dismiss Case (27)
		LUTZ		
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54)	13	Gary A. Rudisill Danielle T. Rudisill	17-40366	Hearing on Trustee's Motion to Dismiss Case (31)
				Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (32); Trustee's Response (34)
		LUTZ		
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55)	13	Kathy A. Tonelis	18-40086	Hearing on Trustee's Motion to Dismiss Case (37)
		LUTZ		
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56)	13	William R. Cash, Jr. Lisa G. Cash	18-40135	Hearing on Trustee's Motion to Dismiss Case (42)
		LUTZ		
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57)	13	Kelton S. Whisnant Sherry H. Whisnant	18-40272	Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (31); Trustee's Response (32)
		LUTZ		
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58)	13	Merle T. Barrett	18-40318	Hearing on Trustee's Motion to Dismiss Case (20)
		LUTZ		
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59)	13	Sandra C. Davis	18-40337	Status hearing regarding Order Granting Motion for Moratorium (46)
		LUTZ		
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60)	13	James A. Roberts, Jr.	18-40395	Hearing on Trustee's Motion to Dismiss Case (21)
				Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (24); Trustee's Response (30)
		JONAS/LUTZ		
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61) 13 Mark D. Dore 18-40420 Continued hearing on Trustee's Motion for Status Hearing (52)

Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (54); Trustee's Response (58)

LUTZ

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62) 13 James P. Toole, III 18-40427 4th continued hearing on Trustee's Motion to Dismiss Case (32)

Status hearing regarding Order Granting Motion for Moratorium (42)

LUTZ

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63) 13 Paulette M. Walker 18-40466 Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (31); Trustee's Response (32)

LUTZ

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64) 13 James E. Baker, III 19-40002 Hearing on Trustee's Motion to Dismiss Case (38)

Hearing on Motion to Withdraw as Attorney of Record (39)

Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (40); Trustee's Response (45)

LUTZ

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65)	13	Billy R. Giles Cecilia A. Giles	19-40004	Hearing on Motion of Sharonview Federal Credit Union for Relief from the Automatic Stay (38); Debtors' Response (39)
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LUTZ  
KEENAN

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66)	13	Bryce D. Lee Tammy C. Lee	19-40118	Status hearing regarding Order Granting Motion for Moratorium (33)
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LUTZ

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67)	13	Sandra L. Lytle	19-40167	Hearing on Trustee's Motion to Dismiss Case (17)
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Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (22); Trustee's Response (24)

LUTZ

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68)	13	Diane E. Parker	19-40199	Hearing on Trustee's Motion to Dismiss Case (23)
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Hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (28); Trustee's Response (30)

LUTZ

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69)	13	Robert P. McClune Geraldine McClune	19-40234	Hearing on Trustee's Motion to Dismiss Case (19)
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LUTZ

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70)	13	Wyshena L. Rankin	19-40349	Hearing on Trustee's Motion to Dismiss Case (13)
		LUTZ		

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71)	13	Rochelle M. Avant	20-40023	Status hearing regarding Order Granting Motion for Moratorium (22)
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3rd continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (11/10/2)

LUTZ

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72)	13	Michael L. Sacosky, Jr. Jenny L. Sacosky	20-40048	Hearing on Trustee's Objection to Claim (19); Response of Tripod Land Surveying (21)
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LUTZ

PRO SE

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10:30 a.m.

73)	12	Wesley R. Hamrick Ginger J. Hamrick	20-40064	Hearing on Debtors' Motion to Extend Deadline for Filing Chapter 12 Plan (18)
		JOHNSON TATE, TR.		

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74)	7	Claude L. Sanks, Jr.	19-40427	Order for Debtor to Appear and Show Cause [for failure to turn over records to the trustee] (42)
		FARMER STALZER, TR.		

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75)	7	Janet D. Green	20-40135	Hearing on Debtor's Motion for Waiver of Credit Counseling and Financial Management Course Requirements (3)
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Hearing on Debtor's Motion to Waive  
341 Meeting Appearance (14)

FARMER  
SUMERLIN, TR.

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